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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/183,605 10/30/98 SHUSTER

B SHUS803

EXAMINER

TM02/1022

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LOS ANGELES CA 90071-2899

BACKER, F

ART UNIT

PAPER NUMBER

2155

DATE MAILED:

10/22/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.

09/183,605

Applicant(s)

SHUSTER, BRIAN

Examiner

Firmin Backer

Art Unit

2155

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 October 2001.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 23-64 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 23-64 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- 15) ☒ Notice of References Cited (PTO-892)
- 16) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 17) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____
- 18) ☐ Interview Summary (PTO-413) Paper No(s) _____
- 19) ☐ Notice of Informal Patent Application (PTO-152)
- 20) ☐ Other: _____

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on October 15th, 2001 has been entered.

Response to Arguments

2. Applicant's arguments with respect to claims 23-64 have been considered but are moot in view of the new ground(s) of rejection.

Claim Objections

3. The numbering of claims is not in accordance with 37 CFR 1.126 which requires the original numbering of the claims to be preserved throughout the prosecution. When claims are canceled, the remaining claims must not be renumbered. When new claims are presented, they must be numbered consecutively beginning with the number next following the highest numbered claims previously presented (whether entered or not).

Misnumbered claims 55, 55, has been renumbered 55, 56.

Claims Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

5. Claims 23-64 are rejected under 35 U.S.C. 102(e) as being anticipated by Bruck et al (U.S. Patent No. 6,268,856).

6. As per claims 23, 30, 37, Bruck et al teach an inventive concept in a computer network (*communication network, 11*) comprising a plurality of recipient computer (*client or personal computer, 17 or 51*) having browsers (*multiple browser, 10*) capable of displaying content pages (*content*) within a frameset, wherein individual ones of the browsers have at least one frame-unloading function operable without activation of a link in a displayed content page to unload a frameset associated with the displayed content page, a method for apparently modifying operation of the at least one frameset-unloading function of a browser, thereby displaying a predetermined second content page upon activation of the at least one frameset-unloading function (*see abstract, fig 1, 5, column 1 lines 41-2 line 53, 3 lines 22-44, 7 line 18-61*), comprising receiving a request access to first content page from a recipient computer over the network (*see fig 5, column 6 lines 23-7 line 37*) transferring the first page content to the recipient computer after the receiving step (*see fig 5, column 6 lines 23-7 line 37*), transferring a frameset

Art Unit: 2155

page with the first content page to the recipient computer the frameset comprising at least one frame for displaying the first content page, wherein the frameset page includes an unload function configured to execute upon activation of the at least one frameset-unloading function of the browser without the selection of any link on the first content page whereby the unload function causes the recipient computer to request a second page (*see column 7 line 51-8 line 61, 10 lines 21-67*), receiving a request access to second content page from a recipient computer after the second transferring step (*see fig 5, column 6 lines 23-7 line 37*), transferring the second content page to the recipient computer after the second receiving step (*see fig 5, column 6 lines 23-7 line 37*).

7. As per claims 24, 31, 38, Bruck et al teach a method wherein one frame-unloading function of the browser is activated by requesting a third content page not using a link displayed on the first content and the method further comprising preventing display of the third content on the recipient computer (*see column 7 line 51-8 line 61, 10 lines 21-67*).

8. As per claims 25, 28, 29, 32, 35, 36, 39, 42, 43, Bruck et al teach a method of transferring the first content page as an HTML file associated with the first internet site, and a link to a traffic-controlled page and a non traffic-controlled page (*see column 7 line 7-61*).

9. As per claims 26, 27, 33, 34, 40, 41, Bruck et al teach a method of transferring a frameset page with the unload function written in a browser script and include a hidden frame (*see column 7 line 7-61*).

10. As per claimss 44, 51, 58, Bruck et al teach an inventive concept in a computer network (*communication network, 11*) comprising a plurality of recipient computer (*client or personal computer, 17 or 51*) having browsers (*multiple browser, 10*) capable of displaying content pages (*content*) within a frameset, wherein individual ones of the browsers have at least one frame-unloading function operable without activation of a link in a displayed content page to unload a frameset associated with the displayed content page, a method for apparently modifying operation of the at least one frameset-unloading function of a browser, thereby displaying a predetermined second content page upon activation of the at least one frameset-unloading function (*see abstract, fig 1,5, column 1 lines 41-2 line 53, 3 lines 22-44, 7 line 18-61*), comprising a provider computer (*publisher*) adapted to connect to a computer network operable to serve information to a recipient computer (*client, 17*) upon request therefrom (*see abstract, fig 1, 2, and 5, column 3 line 22-35, 4 lines 12-37*), a memory connected to the provider computer (*see abstract, fig 1, 2, and 5, column 3 line 22-35, 4 lines 12-37*), a first content page stored in the memory formatted for display one frame of a display on a recipient computer (*see abstract, fig 1,5, column 1 lines 41-2 line 53, 3 lines 22-44, 7 line 18-61*), and transferring a frameset page with the first content page to the recipient computer the frameset comprising at least one frame for displaying the first content page, wherein the frameset page includes an unload function configured to execute upon activation of the at least one frameset-unloading function of the browser without the selection of any link on the first content page whereby the unload function causes the recipient computer to request a second page (*see column 7 line 51-8 line 61, 10 lines 21-67*).

Art Unit: 2155

11. As per claims 45, 52, 59, Bruck et al teach a method wherein one frame-unloading function of the browser is activated by requesting a third content page not using a link displayed on the first content and the method further comprising preventing display of the third content on the recipient computer (*see column 7 line 51-8 line 61, 10 lines 21-67*).

12. As per claims 46, 49, 50, 53, 56, 57, 60, 63, 64, Bruck et al teach a method of transferring the first content page as an HTML file associated with the first internet site, and a link to a traffic-controlled page and a non traffic-controlled page (*see column 7 line 7-61*).

13. As per claims 47, 48, 54, 55, 61, 62, Bruck et al teach a method of transferring a frameset page with the unload function written in a browser script and include a hidden frame (*see column 7 line 7-61*).

Conclusion

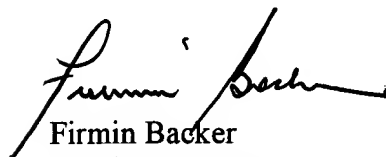
The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. (6,065,024, 6,21,2554, 5,999,929, 5,572,643, 6,133,916, 6,292,813) .

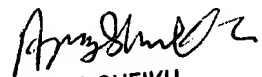
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Firmin Backer whose telephone number is 703-305-0624. The examiner can normally be reached on Mon-Thu 8:30-6:00.

Art Unit: 2155

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sheikh Ayaz can be reached on 703-305-9648. The fax phone numbers for the organization where this application or proceeding is assigned are 703-305-3718 for regular communications and 703-305-5352 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.


Firmin Backer
October 17, 2001


AYAZ SHEIKH
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